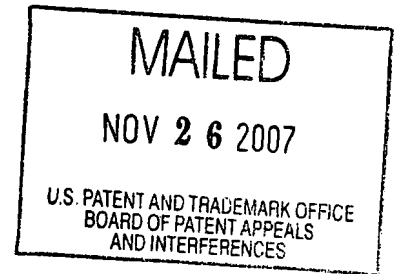


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: HANNA WITZGALL

Application No. 09/469,070



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on November 19, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

ENGLISH TRANSLATION

The Examiner's Answer mailed May 3, 2007, includes a rejection for claims 7-9 and 11-13, under 35 U.S.C. 103(a). The reference relied upon for the rejection of the claims on appeal include a foreign reference (Taketo, JP 10221710). It is noted that machine translations are not permitted.

The Examiner must provide a complete certified English translation of any foreign reference relied upon in the rejection of the claims on appeal. Further, a copy of the English

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translation should be mailed to appellant and forwarded for scanning into IFW.


CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) provide an English translation of the Taketo reference; and
- 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
PATRICK J. NOLAN
Deputy Chief Appeals Administrator
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PJN/tsj

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